



STATE OF TEXAS

COUNTY OF HARRIS

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AFFIDAVIT OF KENNETH A. KEELING

Before me, the undersigned authority, on this day personally appeared Kenneth A. Keeling who, upon oath, deposed and stated as follows:

1. "My name is Kenneth A. Keeling. I am an attorney licensed to practice in the State of Texas. I am fifty-five years of age and have been registered to practice before the USPTO since 1985. I am under no legal disability. I am in all ways qualified to make this affidavit. I have personal knowledge of the facts stated herein and the stated of facts are true.

2. I am making this statement pursuant to 37 C.F.R. 1.8(b)(3).

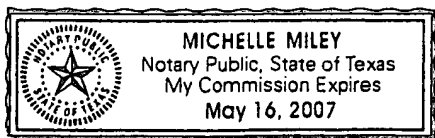
3. On December 27, 2002 I transmitted to Gerald Goldberg at the USPTO via facsimile a Response to the Office Action of October 9, 2002. The Response to the Office Action of October 9, 2002 was sent to facsimile number 703.308.2177. Exhibit A, attached hereto, is a copy of the original Response to Office Action of October 9, 2002. Exhibit B, attached hereto, is a copy of the original Fax Cover Sheet for the Response to Office Action of October 9, 2002, and Exhibit C, attached hereto is a copy of the Fax Log Report indicating that 17 pages were sent to 703.308.2177 on December 27, 2002.

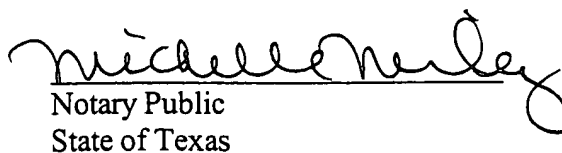
4. On April 21, 2003, in response to a Notice of Abandonment received by me, I transmitted a copy of the Response to Office Action of October 9, 2002 (Exhibit A) to Daniel K. Schlak at the USPTO via facsimile on April 21, 2003. I also included a copy of the original Fax Cover Sheet (Exhibit B) and a copy of the original Fax Log Report (Exhibit C). In addition, I sent copies of the Power of Attorney, Assignment of Invention, Recordation Form Cover Sheet (Patents Only), the Fax Cover Sheet from December 13, 2002 and the Fax Log Report dated December 13, 2002. Exhibit D, attached hereto, is a copy of the April 21, 2003 Fax Cover Sheet for the Response to Notice of Abandonment. Exhibit E, attached hereto, is a copy of the Fax Log Sheet of April 21, 2003. Exhibit F, attached hereto, is a copy of the Power of Attorney. Exhibit G, attached hereto, is a copy of the Assignment of Invention. Exhibit H, attached hereto, is a copy of the Recordation Form Cover Sheet (Patents Only). Exhibit I, attached hereto, is a copy of the Fax Cover Sheet from December 13, 2002. Exhibit J, attached hereto, is a copy of the Fax Log Sheet from December 13, 2002."

Further Affiant sayeth not.


Kenneth A. Keeling

This document was acknowledged before me, the undersigned authority, on this 27 day of June 2003.




Notary Public
State of Texas

